

Carchman, Loreen

⑧
Covance -
TES Indemnification
Letter

From: King, Valerie A.
Sent: Friday, September 20, 2002 9:16 AM
To: 'Freedberg, Jared'
Cc: Kochan, Brigitte; Oey, Jan; Carchman, Loreen; 'William_Dean@aporter.com'; Schultz, Jill
Subject: RE: Letter of Indemnification

Jared:
Having the investigator sign the two copies first would be our preference.

Thank you for the clarification.

-Valerie

-----Original Message-----

From: Freedberg, Jared [SMTP:Jared.Freedberg@covance.com]
Sent: Thursday, September 19, 2002 5:31 PM
To: 'Valerie.A.King@pmusa.com'; Schultz, Jill
Cc: Kochan, Brigitte; Freedberg, Jared; Jan.Oey@pmusa.com; Loreen.L.Carchman@pmusa.com; 'William_Dean@aporter.com'
Subject: RE: Letter of Indemnification

Valerie,

I think Will and I had a miscommunication on this - I thought he told me yesterday that Loreen would sign and issue them, but he may have meant that she would be the Philip Morris countersignature person after the Investigator signed. It's a simple question of who signs first, Philip Morris or the Investigator. We have no problem with telling the Investigators to sign two copies of the Agreement first and then we will forward them to Loreen, so we will proceed on that basis.

Does that work for you?

Jared

-----Original Message-----

From: Valerie.A.King@pmusa.com [mailto:Valerie.A.King@pmusa.com]
Sent: Thursday, September 19, 2002 5:19 PM
To: jill.schultz@covance.com
Cc: brigitte.kochan@covance.com; jaredfreedberg@covance.com; Jan.Oey@pmusa.com; Loreen.L.Carchman@pmusa.com
Subject: RE: Letter of Indemnification

Jill:

There seems to be a disconnect somewhere. The approach outlined in your e-mail is not consistent with our understanding of how the process was supposed to work.

According to the Project Agreement #2, "If a Site requests an indemnification in connection with the Study, Contractor shall provide such Site with a copy of the indemnification letter provided by the Company for such purpose and shall direct the Site to send two signed copies of such indemnification letter to Company's representative, who will sign and return a copy to the Site. If the Site requests any changes with respect to such indemnification letter, Contractor shall inform the Site to contact Company's designated representative and Contractor shall inform Company."

Our attorneys indicate that it was discussed and agreed upon (by our respective attorneys) that Loreen would be our representative for receiving

the signed letters. Further, if an Investigator requested changes, Covance should contact Matt Seiden (with David Leary and Will Dean copied on all messages) and they will negotiate with the Investigator and contact our in-house attorneys as necessary.

Have there been subsequent discussions related to the process that have changed this? Please advise.

Thanks,
Valerie

> -----Original Message-----

> From: Jill Schultz [SMTP:jill.schultz@covance.com]

> Sent: Wednesday, September 18, 2002 2:41 PM

> To: Loreen.L.Carchman@pmusa.com; Valerie.A.King@pmusa.com

> Cc: Brigitte Kochan; Jared Freedberg; Jan.Oey@pmusa.com

> Subject: Letter of Indemnification

>

> Dear Loreen and Valerie,

>

> Our legal team has informed me that Philip Morris will issue the Letter
> of Indemnification directly to the sites. It is also our understanding
> that Philip Morris will address any questions the sites may have
> directly with the sites. I have attached a list of the sites and
> contact information for your reference.

>

> Best regards,

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> Jill

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> Confidentiality Notice: This e-mail transmission

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